MGN

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE CIVIL JURISDICTION

FERA APPEAL NO.35 OF 2007

Shri Mohd. Rafiq A.K. Fruitwala..Appellant

Vs.

Union of India & & Ors.....Respondent

Mr. L.S. Shetty, fortheAppellant.
Mr.Y.R.Mishra, for respondents.

CORAM: F.I. REBELLO &
J.P.DEVADHAR,JJ.
DATED: 27TH JULY,2007

P.C.:

. The order of pre-deposit was made on 2nd March, 2006. That was not challenged. Consequently the appeal filed was dismissed on 31st January, 2007. The present Appeal is preferred against the order dated 31st January, 2007.

2. As the order of 2nd March, 2006 was not challenged, in our opinion, the Appeal as filed would not be maintainable. Hence, Appeal is dismissed. It will be open to the petitioner, if advised, to challenge the order dated 2nd March, 2006 and consequential order if entitled to in law.

(J.P. DEVADHAR, J.) **(F.I.REBELLO, J.)**